

Apr-23-02 09:23

From-LAHIVE &amp; COCKFIELD, LLP

6177424214

T-401 P.04/06 F-787

Customer No. 000959

#16  
4/25/02

**REQUEST FOR CONTINUED PROSECUTION APPLICATION (CPA) UNDER 37 CFR 1.53(d)**  
(former Rule 1.62)

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER:	PRIOR APPLICATION FILING DATE:
WTZ-004	CLASS	SUBCLASS	09/249,350	February 11, 1999
			EXAMINER: M. Bahar	ART UNIT: 1617

COMMISSIONER FOR PATENTS  
BOX CPA  
WASHINGTON, DC 20231

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the Honorable Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

4/22/02

Date

Elizabeth A. Hanley, Esq. Reg. No. 33,505

Dear Sir:

This is a request for filing a  continuation divisional application under 37 CFR 1.53(d), of pending prior application serial no. 09/249,350 filed on February 11, 1999, entitled USE OF DEPRENYL COMPOUNDS TO TREAT VIRAL INFECTIONS AND REDUCE TISSUE DAMAGE ASSOCIATED THEREWITH, which was filed by the following named inventor(s).

FULL NAME OF INVENTOR	RESIDENCE ADDRESS	CITIZENSHIP
William G. Tanton	8 Halliday Court Purchase, NY 10577	Canada
<u>POST OFFICE ADDRESS</u>		
FULL NAME OF INVENTOR	RESIDENCE ADDRESS	CITIZENSHIP
Katherine L.B. Borden MPEOPLES 00000003 120080 09249350 370.00 CH	425 East 85th Street, Apt. 1B, New York, NY 10028 <u>POST OFFICE ADDRESS</u>	Canada
FULL NAME OF INVENTOR	RESIDENCE ADDRESS	CITIZENSHIP
Maria Salvato	2817 Regent Street, Madison, WI 53705 <u>POST OFFICE ADDRESS</u>	U.S.

Adjustment date: 04/26/2002 MPEOPLES

04/25/2002 MPEOPLES 00000003 120080 09249350  
01 FC:231 370.00 CR

04/26/2002 MPEOPLES 00000001 120080  
460.00 CH  
01 FC:217

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CPA of U.S. Serial No. 09/249,350

-2-

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this Continued Prosecution Application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1.  This application discloses only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are
  - the same, or
  - less than those named in the prior application. Please delete the following named inventors:
  
2.  Enter the amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 but unentered, in the prior application.
  
3.  A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 2 and 3 above.

ITEM	NUMBER OF CLAIMS FILED	NUMBER OF CLAIMS PREVIOUSLY FILED	NUMBER EXTRA
TOTAL	14	MINUS ***	20
INDEP	1	MINUS ***	3
- MULTIPLE DEPENDENT CLAIMS			

SMALL ENTITY	
RATE	Fee
+ 9 -	
+ 42 -	
+ 140 -	\$0.00
BASIC FEE	\$370
TOTAL	\$370.00

OTHER THAN A SMALL ENTITY	
OR	
RATE	Fee
+ 18 -	\$00
+ 84 -	\$00
+ 380 -	\$00
BASIC FEE	\$00
OR	
TOTAL	\$00

4.  The Commissioner is hereby authorized to charge the amount of \$370.00 for filing fee and any additional fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayments, associated with this communication, to Deposit Account No. 12-0080. For this purpose a duplicate of this document is enclosed.
  
5.  A check in the amount of \$ \_\_\_\_\_ is enclosed
  
6.  Applicants claim small entity status. See 37 CFR 1.27.
  
7.  Priority of application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_, in \_\_\_\_\_, is claimed under 35 U.S.C. 119.
  
8.  The prior application is assigned of record to: \_\_\_\_\_; recorded \_\_\_\_\_, Reel \_\_\_\_\_ Frame \_\_\_\_\_
  
9.  The power of attorney in the prior application is to Lahive & Cockfield, LLP.
  
10.  A request for a three (3) month extension of time has been submitted in the parent application, Serial No. 09/249,350, in order to establish copendency with the present application (a copy of the request for extension is enclosed).

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CPA of U.S. Serial No. 09/249,350

-3-

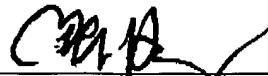
11.  Address all future communications (may only be completed by applicant or attorney or agent of record) to Elizabeth A. Hanley at Customer No. 000959, whose address is:

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, MA 02109

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the application in the file wrapper of a 37 CFR 1.53(d) application be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

April 22, 2002

Date



Elizabeth A. Hanley, Reg. No. 33,505  
Attorney or Agent of Record

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